

State Board of Health and Department of Health

July 2003 Rules Agenda

This report details the anticipated rulemaking activities of the State Board of Health and the Department of Health for the next 6 months. If you have any questions regarding this report or Department of Health rulemaking activities, please contact Michelle Davis at (360) 236-4044. If you have any questions regarding State Board of Health rulemaking activities please contact Don Sloma at (360) 236-4102.

State Board of Health Rules

WAC	RCW	Authority	Subject	SBOH Staff and DOH Program Contact	WSR/ Date
Pre CR-101 (State Board of Health Rules)					
246-272B	43.20.050	State Board of Health	Large Onsite Sewage Systems	Marianne Seifert (360) 236-4103 State Board of Health. Michelle Davis (360) 236-4044 Department of Health.	Anticipate CR-101 by 10/03
CR-101 Filed (State Board of Health Rules)					
246-xxx	70.83 43.20	State Board of Health/Department of Health Joint Rules	Storage, Retention and Use of Specimens in Public Health Lab	Don Sloma (360) 236-4102 State Board of Health. Michelle Davis (360) 236-4044 Department of Health.	03-02-101 01/02/03
246-100-166	28A.210.140	State Board of Health	Immunization of Child Care and School Children	Craig McLaughlin (360) 236-4106 State Board of Health. Michelle Davis (360) 236-4044 Department of Health.	03-09-126 04/23/03
246-215	43.20.050	State Board of Health	Food Service	Marianne Seifert (360) 236-4103 State Board of Health. Michelle Davis (360) 236-4044 Department of Health.	01-23-096 11/21/01
246-217-010, 015	69.06	State Board of Health	Food Worker Cards	Marianne Seifert (360) 236-4103 State Board of Health. Michelle Davis (360) 236-4044 Department of Health.	02-20-075 09/30/02
246-260	70.90.120, 70.90.150, 43.20.050	State Board of Health	Water Recreation Facilities	Marianne Seifert (360) 236-4103 State Board of Health. Michelle Davis (360) 236-4044 Department of Health.	00-22-112 11/01/00
246-272	43.20.050	State Board of Health	On-Site Wastewater Sewage Systems	Marianne Seifert (360) 236-4103 State Board of Health. Michelle Davis (360) 236-4044 Department of Health.	02-03-137 01/23/02
246-290	70.90 70.119	State Board of Health	Group A Public Water System	Marianne Seifert (360) 236-4103 State Board of Health. Michelle Davis (360) 236-4044	03-07-103 03/19/03

				Department of Health.	
246-291	43.20.050	State Board of Health	Group B Public Water System	Marianne Seifert (360) 236-4103 State Board of Health. Michelle Davis (360) 236-4044 Department of Health.	02-19-060 09/12/02
246-650	70.83 43.20	State Board of Health	Newborn Screening	Doreen Garcia (360) 236-4101 State Board of Health. Michelle Davis (360) 236-4044 Department of Health.	02-03-136 01/23/02
Pending Adoption (State Board of Health Rules)					
246-277	43.20.050	State Board of Health	Large Onsite Sewage System Hearing Date: 07/09/03	Marianne Seifert (360) 236-4103 State Board of Health. Michelle Davis (360) 236-4044 Department of Health.	03-12-089 06/04/03

Department of Health Rules

CR –105 Expedited Rule Making					
WAC	RCW	Authority	Subject	Program/ Contact	WSR/ Date
246-12-040	43.70.280	Secretary	Renew Credential	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	02-09-024 04/12/02
246-919-100 through 150, 350, 720	18.71.017	Medical Quality Assurance Commission	Panel composition	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	03-12-091 06/04/03
Pre CR-101					
WAC	RCW	Authority	Subject	Program/ Contact	WSR/ Date
246-292	43.70.040	Secretary	Water Operation Certification	Environmental Health Programs Jan Haywood (360) 236-3011	Anticipate CR-101 by 09/03
246-817-130, 135, 140, 186	C57 L03	Dental Commission	Increasing the Supply of Dentists	Health Professions Quality Assurance Pam Lovinger, (360) 236-4984	Anticipate CR-101 by 10/03
246-817-560	C257 L03	Dental Commission	Dental Hygienists Placing Anti-microbials	Health Professions Quality Assurance Pam Lovinger, (360) 236-4984	Anticipate CR-101 by 10/03
246-840-700, -910, -930, 940,	C140 L03	Nursing Commission	Nurse Delegation in the in-home Care Setting	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	Anticipate CR-101 by 08/03
246-841-405	C140 L03	Nursing Commission	Allowing Nursing assistants to accept Nurse Delegation in the in-home Care Setting	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	Anticipate CR-101 by 08/03
246-887	18.64.005, 69.50	Pharmacy Board	Updating controlled Substances Act	Health Professions Quality Assurance Pam Lovinger, (360) 236-4984	Anticipate CR-101 by 10/03

246-887-220 through 280	C 175 L03, 18.64.005	Pharmacy Board	Chemical Capture Programs	Health Professions Quality Assurance Pam Lovinger, (360) 236-4984	Anticipate CR-101 by 08/03
246-888	HB 1753, 18.64.005	Pharmacy Board	Amending medication Assistance Rules	Health Professions Quality Assurance Pam Lovinger, (360) 236-4984	Anticipate CR-101 by 08/03
CR-101 Filed					
WAC	RCW	Authority	Subject	Program/ Contact	WSR/ Date
246-225, 227, 228	70.98	Secretary	Radiation Protection	Environmental Health Programs Jan Haywood (360) 236-3011	00-16-106 08/02/03
246-247	43.70.040 43.70.080	Secretary	Radiation Protection	Environmental Health Programs Jan Haywood (360) 236-3011	03-10-016 04/28/03
246-249-080	70.98.050, 70.98.080	Secretary	Naturally Occurring Radioactive Materials	Environmental Health Programs Jan Haywood (360) 236-3011	96-11-129 5/22/96
246-294	70.119	Secretary	Drinking Water Operating Permits	Environmental Health Programs Jan Haywood (360) 236-3011	03-04-044 01/28/03
246-314-990	43.70.250 43.20B.020	Secretary	Construction Review fees	Facilities and Services Licensing Yvette Harrison (360) 236-2928	01-10-123 05/02/01
246-323, 325, 326	71.12	Secretary	Residential Treatment Facilities	Facilities and Services Licensing Yvette Harrison (360) 236-2928	00-05-097 02/16/00
246-380	43.70.040, 43.70.130	Secretary	Sanitation and Health Care Standards for State Institutions	Facilities and Services Licensing Yvette Harrison (360) 236-2928	98-15-085 7/16/98
246-562, J-1 Visa Waiver	70.185	Secretary	J-1 Visa Waiver	Community and Rural Health Jennell Prentice (360) 236-2813	03-09-017 04/07/03
246-808	18.130.050	Chiropractic Commission	Independent Chiropractic Exams	Health Professions Quality Assurance Pam Lovinger, (360) 236-4984	00-22-123 11/1/00
246-809	18.225	Secretary	Confidential communications for Licensed Counselors, Therapist, and Social Workers	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	02-04-032 01/25/02
246-809	18.225	Secretary	Boundary Requirements for Counselors	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	02-04-042 01/29/02
246-809	18.225	Secretary	Disclosure Information for Counselors	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	02-04-043 01/29/02
246-809	18.225	Secretary	Licensed Counselor-Experience Requirements	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	01-22-068 11/01/01
246-809-600, 650	18.225	Secretary	CE for Mental Health Counselor, Marriage And Family Therapist, And Social Worker	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	01-22-067 11/01/01
246-815-020, 050, 100, 110, 115	18.29.120	Secretary	Dental Hygiene, exam, application. licensure	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	02/19/083 09/16/02
246-817-110, 120	18.32.0365, 18.32.040	Dental Commission	Dental Licensure-Initial Eligibility and Application Requirements	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	02-15-160 07/23/02
246-828	18.35.40	Hearing and Speech Board	Fitter/Dispenser Program	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	02-02-043 12/27/01

246-828-510	18.35.090	Hearing and Speech Board	Hearing/Speech – Continuing Education Requirements	Health Professions Quality Assurance, Pam Lovinger (360) 236-4984	97-15-097 7/21/97
246-828-990	43.70.280	Secretary	Hearing and Speech Fees and Renewal Cycle	Health Professions Quality Assurance, Pam Lovinger (360) 236-4984	02-02-042 12/27/01
246-830	18.108.025	Secretary	Massage Therapy Examinations	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	98-21-080 10/21/98
246-834	18.130.050	Secretary	Midwifery Standards of Practice	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	02-17-052 08/18/02
246-834	18.122.140	Secretary	Reactivation of Midwifery License	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	98-21-081 10/21/98
246-834	18.130.250	Secretary	Retired Active Status-- Midwives	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	99-06-090 3/3/99
246-834-220, 230 & 240	18.50.040	Secretary	Educational Requirements for Non-licensed Midwives	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	97-22-024 10/29/97
246-834-250	18.50.115	Secretary	Legend Drugs and Devices	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	02-17-053 08/15/053
246-834-990	18.50.135	Secretary	Midwifery Fees	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	03-13-126 06/18/03
246-840	18.79.110	Nursing Commission	Telenursing	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	99-11-033 05/13/99
246-840-010 through 900	C246L03	Nursing Commission	Nursing Techninican	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	03-12-087 06/04/03
246-840-010, 020, 565, 760, 920	18.79.110	Nursing Commission	Nursing Definitions	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	99-11-032 05/13/99
246-840-020, 030, 040, 050, 060, 070	18.79.110	Nursing Commission	Nursing Licensing Rules	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	02-04-033 01/25/02
246-840-080, 090	18.79.110	Nursing Commission	Licensure of Graduates of Foreign Schools & Licensure by Interstate Endorsement	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	02-04-031 01/25/02
246-840-500 to 575	18.70.110	Nursing Commission	Approval of RN and PN Education	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	00-11-163 5/24/00
246-841-400 through 510	18.88A	Secretary	Nursing Assistants	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	00-03-072 1/19/00
246-847-010	18.59.130	Occupational Therapy	Occupational Therapy Definitions	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	03-08-031 03/27/03
246-847-065	18.59.130	Occupational Therapy	Occupational Therapy Competency	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	03-05-029 03/27-03
246-847-120	18.59.130	Occupational Therapy	Foreign Trained applicants	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	03-08-092 03/27/03
246-847-170	18.59.130	Occupational Therapy	Occupational Therapy Code of Ethics	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	03-08-030 03/27/03
246-851	18.54.070	Optometry Board	Optometry Training Requirement	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	03-13-125 06/18/03
246-851	18.54.070	Optometry Board	Optometry-Schedule III-V	Health Professions Quality Assurance Pam	03-12-124

				Lovinger (360) 236-4984	06/18/03
246-851-160, 170	18.54.070	Optometry Board	Optometry-Continue Education	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	03-04-043 01/28/03
246-853	18.57.080, 18.57.005, 18.130.050	Osteopathic Board	COMSPEX—USA exam	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	99-11-035 5/13/99
246-853	18.57.005 18.57.020	Osteopathic Board	Approved Schools of Osteopathic Medicine	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	99-13-020 6/7/99
246-853-225	18.57.005 18.57.020	Osteopathic Board	Osteopathic Pain Management Guidelines	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	98-22-086 11/03/98
246-854	18.57A.020	Osteopathic Board	Review of Controlled Substances Issued by Physician Assistants	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	98-02-078 3/17/98
246-865 246-869 246-887	69.50.301 18.64.005	Pharmacy Board	Faxing of Prescriptions	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	01-14-090 07/05/01
246-873-090	18.64.005(7)	Pharmacy Board	Hospital Standards - Administration of Drugs	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	02-12-101 06/05/02
246-879-090	18.64.005 18.64.046	Pharmacy Board	Exporting Drugs Wholesaler	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	01-09-087 04/18/01
246-883-030	18.64.450	Pharmacy Board	Ephedrine Prescription Restrictions	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	97-10-033 4/30/97
246-887	18.64.005	Pharmacy Board	Adding SOMA to Schedule IV	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	03-09-124 04/23/03
246-915	18.74.023	Physical Therapy Board	Sexual Misconduct-Physical Therapist	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	98-13-106 06/17/98
246-915-010, 078, 140-170	18.74.023	Physical Therapy Board	Defining Professional Responsibilities— Physical Therapists	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	98-13-104 06/17/02
246-915-010, 085	18.74.023	Physical Therapy Board	Continuing Competency—Physical Therapists	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	98-15-088 7/16/98
246-915-020, 030, 120	18.74.023, 18.74.035	Physical Therapy Board	Application Requirements—Physical Therapists	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	98-13-107 6/17/98
246-915-150	18.74.023, 18.74.010	Physical Therapy Board	Physical Therapy Supervision Ratio	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	98-13-105 6/17/98
246-915-210 to 280	18.74.023, 18.130.070	Physical Therapy Board	Mandatory Reporting—Physical Therapists	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	98-13-103 6/17/98
246-918-120	18.71A	Medical Commission	Physician assistant remote Site Criteria	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	01-15-089 07/18/01
246-919	18.71.017	Medical Commission	Oversight of Office-based Surgery	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	03-08-032 03/27/03
246-922-195	18.22.015	Podiatry Board	Podiatry Pain Management	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	98-22-084 11/03/98
246-924-354	18.83	Psychology Board	Maintenance and Retention of Records	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	03-05-020 02/10/03

246-924-370	18.83.050, 18.83.121	Psychology Board	Child Custody Evaluations	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	98-22-087 11/03/98
246-926	18.84.040	Secretary	Radiologic Technologist-General	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	03-14-144 07/02/03
246-926-020, 140, 180, 190	18.84.040	Secretary	Radiologic Technologist-Training	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	03-14-032 06/23/03
246-927	70.24.27	Secretary	AIDS Education & Training for Recreation Therapy	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	03-02-020 12/23/02
246-930-010, 030, 040, 200, 410	18.155.040	Secretary	Education and Exams Requirements for Sex Offender Treatment Provider Program	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	00-08-099 04/05/00
246-930-050	18.155.040	Secretary	Sex Offender Treatment Provider	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	01-24-103 12/05/01
246-930-330	18.155.040, 18.13.050	Secretary	Standards for Treatment Sexual Offender Treatment Providers	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	99-14-001 6/23/99
246-933-255	18.92.030, 070	Veterinary Board	Exams for out of state Veterinarians	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	00-11-157 5/24/00
246-935	18.92.030	Veterinary Board	Continuing Education and Competency for Animal Technicians	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	99-15-102 7/21/99
246-935-070	18.92.030	Veterinary Board	Examination for Registration as Animal Technician	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	01-21-133 10/24/01
246-976-021	18.71.205	Secretary	EMS-Training Requirements	Emergency Medical & Trauma Prevention Tami Scheppe (360) 705-6748	03-06-125 04/23/03
246-976-161, 171	18.71.205	Secretary	CE, Skills Maintenance, and Ongoing Training and Evaluation	Emergency Medical & Trauma Prevention Tami Scheppe (360) 705-6748	02-11-077 05/13/02
246-976-485 through -885, -890	70.168.060p	Secretary	Designation Standards for Trauma Care	Emergency Medical & Trauma Prevention Tami Scheppe (360) 705-6748	02-23-069 11/19/02
Pending Hearing, CR-102 Filed					
WAC	RCW	Authority	Subject	Program/ Contact	WSR/ Date
246-282-990	43.70.250	Secretary	Sanitary Control of Shellfish Fees Hearing Date: 08/19/03	Environmental Health Programs Jan Haywood (360) 236-3011	03-14-145 03-14-145
246-828-020	43.70.280	Hearing and Speech Board	Examinations Hearing and Speech Hearing Date: 08/15/03	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	03-14-033 06/23/03
246-850	18.200	Secretary	Continuing Competency for Orthotists & Prosthetist Hearing Date: 07/28/03	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	03-12-088 06/04/03
246-870	18.64.005	Pharmacy Board	Electronic Transfer of Prescription Information Hearing Date: 07/23/03	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	03-11-092 05/21/03

Pending Adoption

WAC	RCW	Authority	Subject	Program/ Contact	WSR/ Date
246-260, 262	43.70.250	Secretary	Water Recreation Facilities Fees	Environmental Health Programs Jan Haywood (360) 236-3011	03-11-030 05/15/03
246-310	70.38	Secretary	Certificate of Need-Cardiac Methodologies	Facilities and Services Licensing Yvette Harrison (360) 236-2928	03-01-112 12/18/02
246-310-290, 295, 990	70.127 70.38	Secretary	Certificate of Need-Hospice Methodology and Hospice Care Center Fees	Facilities and Services Licensing Yvette Harrison (360) 236-2928	03-03-097 01/17/03
Emergency					
246-840-700, -910, -930, 940,	C140 L03	Nursing Commission	Nurse Delegation in the in-home Care Setting	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	03-15-034 07/09/034
246-841-405	C140 L03	Nursing Commission	Allowing Nursing assistants to accept Nurse Delegation in the in-home Care Setting	Health Professions Quality Assurance Pam Lovinger (360) 236-4984	03-15-034 07/09/034

KEY:

CR-101 Filed: The statement of inquiry has been filed with the Code Reviser's Office.

Pending Hearing: The CR-102 has been filed but the hearing has not been held yet.

Pending Adoption: The hearing has been held OR the rule qualifies under the Expedited Repeal or Adoption processes (RCW 34.05.354 and RCW 34.05.356), but the CR-103 has not been filed.